ttab

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re the Application of:

Productos Alimenticos Bacadellie, S.A. de C.V.

1918/4 <u>(UID 1886/400 1989</u> 844 (UID 1884 (UU 1974

03-22-2004

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

Application Serial Number: 78/140,615

Filed: July 2, 2002

÷

Mark: CHOCO COCO

Published in the Official Gazette Of July 22, 2003, Vol. 1272 No. 4, Page TM102

Honorable Commissioner of Trademarks 2900 Crystal Drive Arlington, VA 22202-3513

Dear Commissioner:

## REQUEST FOR FURTHER EXTENSION TIME TO FILE NOTICE OF OPPOSITION (WITH CONSENT)

Petitioner Kellogg Company, and its related and/or affiliated companies, through its undersigned counsel, hereby respectfully requests a further thirty (30) day extension of time to file a Notice of Opposition, to and including **April 18, 2004**, against the above-identified application.

The reason for this request is that additional time is required to permit Petitioner and Applicant to conduct settlement discussions, in hopes of avoiding the necessity for an opposition.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class main in an envelope addressed to: Assistant Commissioner for Trademarks, BOX NO FEE, 2900 Crystal Drive, Arlington, VA 22202 on:

March 18, 2004

Kellogg Company

Signature

March 18, 2004

Dat

This request was agreed to by Applicant's counsel, Mr. Jeffrey Aldous, , in a conversation with Beth Zalner, Paralegal, for opposer, on March 18, 2004.

## **GOOD CAUSE**

This request is not made for the purpose of unduly delaying proceedings in the Patent and Trademark Office; to the contrary, it is to allow the Applicant to complete review and response to a settlement proposal.

This request is submitted in triplicate.

Respectfully Submitted, KELLOGG COMPANY

David H. Herdman, Counsel

Kellogg Company One Kellogg Square

P.O. Box 3599

Battle Creek, MI 49016

(269)961-2170

Date: March 18, 2004